



UNITED STATES PATENT AND TRADEMARK OFFICE



COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/942,258	08/28/2001	Carlo Brugnara	C0875/7017/HCL/KA

CONFIRMATION NO. 7108

FORMALITIES LETTER



\*OC000000006822319\*

Helen C. Lockhart  
Wolf, Greenfield & Sacks, P.C.  
Federal Reserve Plaza  
600 Atlantic Avenue  
Boston, MA 02210

Date Mailed: 10/01/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 355 to complete the basic filing fee for a small entity.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 420.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

01/18/2002 HGBREH1 00000099 232825 09942258

01 FC:201 370.00 CH  
02 FC:205 65.00 CH



ATTORNEY'S DOCKET NO: C0875/7017 (HCL/KA)

Receipt  
#3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Carlo Brugnara, et al.  
Serial No: 09/942,258  
Filed: August 28, 2001  
For: USE OF TRIARYL METHANE COMPOUNDS FOR INHIBITING UNWANTED  
CELLULAR PROLIFERATION ASSOCIATED WITH INFLAMMATORY DISEASE  
Examiner: E. Sackey  
Art Unit: 1626

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Box Missing Parts, Commissioner for Patents, Washington, D.C. 20231, on the 3rd day of December, 2001.

*Konstantinos Andrikopoulos*

Konstantinos Andrikopoulos, Reg. No. 48,915

Box Missing Parts  
COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

Sir:

**TRANSMITTAL**

Transmitted herewith are the following:

- [✓] **Response to the Notice to File Missing Parts of October 1, 2001**
- [✓] **Copy of Notice to File Missing Parts**
- [✓] **Corrected Filing Receipt**
- [✓] **Preliminary Amendment**
- [✓] **Return Receipt Postcard**
- [✓] **Certificate of Mailing under 37 C.F.R. §1.8(a)**

The Commissioner is hereby authorized to charge the undersigned representative's deposit account no. 23/2825 in the amount of \$435.00, which is believed to be the amount required to cover the basic filing fee (\$370.00) and the surcharge (\$65.00), for the filing of this response. Please charge any additional fees that may be due, or credit any overpayment of fees, to our deposit account no. 23/2825. A duplicate of this sheet is enclosed.

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617)720-3500, x286.

Respectfully submitted,

*Konstantinos Andrikopoulos*

Konstantinos Andrikopoulos, Reg. No. 48,915  
WOLF, GREENFIELD & SACKS, P.C.  
600 Atlantic Avenue  
Boston, MA 02210-2211  
(617)720-3500

Attorney's Docket No.: C0875/7017 (HCL/KA)  
Date: December 3, 2001  
x12/01/01



ATTORNEY'S DOCKET NO: C0875/7017 (HCL/KA)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Carlo Brugnara, et al.  
 Serial No: 09/942,258  
 Filed: August 28, 2001  
 For: USE OF TRIARYL METHANE COMPOUNDS FOR INHIBITING UNWANTED  
 CELLULAR PROLIFERATION ASSOCIATED WITH INFLAMMATORY DISEASE  
 Examiner: E. Sackey  
 Art Unit: 1626

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Konstantinos Andrikopoulos  
 Konstantinos Andrikopoulos, Reg. No. 48,915

Box Missing Parts  
 COMMISSIONER FOR PATENTS  
 WASHINGTON, D.C. 20231

Sir:

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

This is in response to the Notice to File Missing Parts mailed from the United States Patent and Trademark Office on October 1, 2001.

Attached is a corrected copy of the Filing Receipt and a copy of the Notice to File Missing Parts.

Also attached is a preliminary amendment to the pending claims.

The Commissioner is hereby authorized to charge the undersigned representative's deposit account no. 23/2825 in the amount of \$435.00, which is believed to be the amount required to cover the basic filing fee (\$370.00) and the surcharge (\$65.00), for the filing of this response. Please charge any additional fees that may be due, or credit any overpayment of fees, to our deposit account no. 23/2825.

Accordingly, Applicants believe that this document is responsive to the Notice to File Missing Parts.

Respectfully submitted,

Konstantinos Andrikopoulos  
 Konstantinos Andrikopoulos, Reg. No. 48,915  
 WOLF, GREENFIELD & SACKS, P.C.  
 600 Atlantic Avenue  
 Boston, MA 02210-2211  
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Attorney's Docket No.: C0875/7017 (HCL/KA)  
 Date: December 3, 2001  
 x12/01/01



## UNITED STATES PATENT AND TRADEMARK OFFICE

Page 1 of 2

HC 5 #4

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 2023  
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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO.	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/942,258	08/28/2001	1626	0.00	C0875/7017/HCL/KA		15	2

CONFIRMATION NO. 7108V

## FILING RECEIPT



\*OC000000006822318\*

Helen C. Lockhart  
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Federal Reserve Plaza  
600 Atlantic Avenue  
Boston, MA 02210

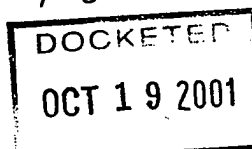
Date Mailed: 10/01/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

- Carlo Brugnara, Newton Highlands, MA;
- Jose Halperin, Brookline, MA;
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Confirmation	<input type="checkbox"/>	

11-1-01  
8-28-02(2)-afe  
11-7-02✓

## Domestic Priority data as claimed by applicant

THIS APPLICATION IS A CON OF 09/159,335 09/23/1998  
WHICH IS A CON OF 08/822,550 03/19/1997 PAT 6,028,103  
WHICH IS A CIP OF 08/618,952 03/20/1996 ABN  
AND A CIP OF 08/618,760 03/20/1996 ABN  
WHICH IS A CIP OF 08/307,874 09/16/1994 ABN  
AND A CIP OF 08/618,762 03/20/1996 ABN  
AND A CIP OF 08/618,759 03/20/1996 ABN  
WHICH IS A CIP OF 08/307,887 09/16/1994 ABN

## Foreign Applications

If Required, Foreign Filing License Granted 10/01/2001

Projected Publication Date: To Be Determined - pending completion of Missing Parts ✓

Non-Publication Request: No

Early Publication Request: No

**\*\* SMALL ENTITY \*\***

**Title**

Use of triaryl methane compounds for inhibiting unwanted cellular proliferation associated with inflammatory disease

**Preliminary Class**

514

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**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).